IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V.RAMANA

WRIT PETITION NO :30109 OF 1997

Between:

1.Kanuri Sudhakar sonof Dheenabandu, 37 yrs,
Christianpeta, Near Chittivalasa Jute Mills
Chittivalasa,Visakhapatnam district.

2.P.Rangahama Rao son of P.Sivasankara rao, 34 yrs
National street, Chittivalasa, Visakhapatnam

3.V.Govindeswaqra rao son of Somulu, 35 yrs
Velampeta, Chittivalasa,Visakhapatnam district

4.A.Venkata Lakshmi wife of P.Siva Sankar Rao
35 yrs, National street, Chittivalasa, Visakhapatnam district.

..... PETITIONERS

AND

1.The Commissioner of Prohibition & Excise
Andhra Pradesh at Hyderabad.

2.The District Collector, Visakhapatnam
district at Visakhapatnam

3.The Superintendent of Prohibition & Excise,Visakhapatnam

4.K.Appalacharya son of Lakshmana Swamy 30 yrs
r/o 50-26-9/A,KPM colony, Visakhapatnam

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to

issue an appropriate writ, order or directions more particularly one in the nature of Writ of Mandamus directing the respondents not to permit 4th respondent to shift I L & F L shop under the name and style of M/s Polamamba Wines, Chittivalasa from Ward No.13 to Ward No.5 of Chittivalasa, Visakhapatnam district by declaring the order passed by the 1st respondent in GR No.5400/97/CDE/GR dt.31-07-1997 as arbitrary, illegal and without jurisdiction.

Counsel for the Petitioner: MR.T.NIRANJAN REDDY

Counsel for Respondents 1 to 3: G.P.FOR PROHIBITION & EXCISE

Counsel for Respondent No.4: None appeared

The Court made the following:

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ORDER

This Writ Petition is filed seeking a direction to the respondents not to permit the 4th respondent to shift
I L & F L shop from Ward No.13 to Ward No.5 of Chittivalasa, Visakhapatnam.

This Court while admitting the writ petition granted interim orders on 21-11-1997 in W.P.M.P.No.35181 of 1997.

None appeared for petitioners. The learned Government Pleader for Prohibition and Excise submits that the cause in this Writ petition does not survive and it has become infructuous.

Accordingly, the Writ Petition is dismissed as having become infructuous. No costs.

31-03-2005.

Hsd

Asst. Registrar

To

1.The Commissioner of Prohibition & Excise
Andhra Pradesh at Hyderabad.

2.The District Collector, Visakhapatnam
district at Visakhapatnam

3.The Superintendent of Prohibition & Excise,Visakhapatnam

4 2 CCs to G.P. for Prohibition & Excise, High Court buildings, Hyderabad (OUT)

5. 2 CD copies.